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<b>FROM:</b>	Bernard L. Kleinke, Esq.
<b>RE:</b>	Applicant: John V. Smith, et al. Title: CONTROL SYSTEM AND METHOD FOR RACK MOUNTED COMPUTER UNITS Patent Application No.: 10/656,024 Filing Date: September 5, 2003
<b>FILE NO.</b>	7719-115
<b>DATE:</b>	April 4, 2005

DESCRIPTION OF DOCUMENT, COMMENT OR SPECIAL INSTRUCTIONS:
<p style="text-align: center;">1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833</p>

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Atty. Dkt. No. 7719-115

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: John V. Smith, et al.  
Title: CONTROL SYSTEM AND METHOD  
FOR RACK MOUNTED COMPUTER  
UNITS  
Appl. No.: 10/656,024  
Filing Date: September 5, 2003  
Examiner: Abdelmoniem I. Elamin  
Art Unit: 2116

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telephone No. 703-872-9306

Bernard L. Kleinke  
(Printed Name)

*Bernard L. Kleinke*  
(Signature)

**INFORMATION DISCLOSURE STATEMENT TRANSMITTAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing are:

- ☒ Information Disclosure Statement Under Statement Pursuant to 37 C.F.R. § 1.56.
- ☒ Form PTO/SB/08A with listed references.
- ☒ Copy of PCT International Search Report.
- ☒ Credit Card Payment Form.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required either now or in the future regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. Should no proper payment be enclosed herewith, as by a check

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Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date:

4-4-2005

DUCKOR SPRADLING METZGER & WYNNE  
A Law Corporation  
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Respectfully submitted,

By



Bernard L. Kleinke  
Attorney for Applicant  
Registration No. 22,123

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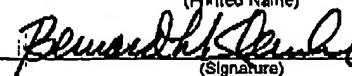
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Bernard L. Kleinke  
(Printed Name)  
(Signature)**INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08A is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR § 1.56.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR § 1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

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**TIMING OF THE DISCLOSURE**

The listed documents are being submitted before the mailing date of any final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, and it is accompanied by the fee set forth in § 1.17(p).

**RELEVANCE OF EACH DOCUMENT**

Any document listed on the attached PTO/SB/08A was cited as being relevant during the prosecution of the corresponding PCT Application No. PCT/US04/14145. A copy of the PCT International Search Report is attached setting forth the portion of each document considered relevant by the Examiner. Applicants respectfully request that any listed documents be considered by the Examiner and be made of record in the present application and that any initial copy of Form PTO/SB/08A be returned in accordance with MPEP § 609.

**CERTIFICATION**

The undersigned hereby certifies in accordance with 37 CFR § 1.97(e)(1) that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office and counterpart foreign application not more than three (3) months prior to filing this statement.

Atty. Dkt. No. 7719-115

**PETITION AND FEE**

It is hereby respectfully petitioned that the documents listed on the attached form PTO/SB/08A be considered by the Examiner and formally made of record. A petition fee in the amount of \$180.00 in accordance with 37 CFR § 1.17(p) is enclosed.

Date: 4-4-2005

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Respectfully submitted,

By Bernard L. Kleinke

Bernard L. Kleinke  
Attorney for Applicant  
Registration No. 22,123

Atty. Dkt. No. 7719-115

**AUTHORIZATION TO PAY AND PETITION FOR THE  
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Respectfully submitted,

By Bernard L. Kleinke

Bernard L. Kleinke  
Attorney for Applicant  
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Examiner Signature		Date Considered	
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